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SENATE BILL 2048
By Springer

AN ACT to amend Tennessee Code Annotated, Title 41, relative to private prisons.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 41, is amended by adding the following as a new section thereto:

Section _____. (a) Notwithstanding any provision of law to the contrary, no prison contractor shall provide in this state correctional services as defined in § 41-24-102 for any inmate unless:

(1) The offense for which the inmate was sentenced to incarceration was committed in this state;

(2) The inmate was sentenced or transferred to the custody of the department of correction and is being housed in the private prison contractor's facility pursuant to agreement or contract; or

(3) The inmate is in this state in the custody of the private prison contractor upon the effective date of this act.

(b) The provisions of this section shall not apply to any inmate who is in the custody of any department, commission or agency of the federal government.

(c) For the purposes of this section, a “private prison contractor” or “contractor” means any entity, other than a state or local governmental entity, providing state correctional services to inmates.

SECTION 2. This act shall take effect July 1, 2000, the public welfare requiring it.